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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/817,108	04/01/2004	Tien-An Huang		2879

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WEI TE CHUNG
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EXAMINER

MERCADO, JULIAN A

ART UNIT	PAPER NUMBER
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1795

MAIL DATE	DELIVERY MODE
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06/10/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/817,108	Applicant(s) HUANG, TIEN-AN	
	Examiner JULIAN MERCADO	Art Unit 1795	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-19 is/are pending in the application.
4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-19 is/are allowed.
- 6) ☐ Claim(s) ____ is/are rejected.
- 7) ☒ Claim(s) 1,2,13,14 and 16 is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date <u>4-1-04</u> . | 6) <input type="checkbox"/> Other: ____. |

DETAILED ACTION

Remarks

Claims 1-19 are pending.

Information Disclosure Statement

The Information Disclosure Statement filed on April 1, 2004 has been considered by the examiner.

Specification

The disclosure is objected to because of the following informalities:

1. On page 1, par. [0003], it is suggested to change “ro retract” to --to retract--.
2. On page 2, par. [0003], it is suggested to change “inadvertant” to --inadvertent--.
3. On page 3, par. [0011], it is suggested to change “toghether” to --together--.
4. On page 3, par. [0018], it is suggested to change “toghether” to --together--.
5. On page 7, par. [0029], it is suggested to change “mender” to --member--.
6. On page 7, par. [0029], it is suggested to change “the the first lock member” to --the first lock member--.

Appropriate correction is required.

Claim Objections

Claims 1, 2, 13, 14 and 16 are objected to because of the following informalities:

1. In claim 1 at lines 20-21, it is suggested to change “disengages from the battery release the battery” to --disengages from the battery to release the battery--.
2. In claim 2 at line 2, it is suggested to change “whererin” to --wherein--.
3. In claim 13 at line 3, it is suggested to change “accomdating” to --accomodating--.
4. In claim 14 at line 1, it is suggested to change “wherein further” to --further--.
5. In claim 16 at lines 3-4, it is suggested to change “the stop portion of engages” to --the stop portion engages--.

Appropriate correction is required.

Allowable Subject Matter

Claims 1-19 are allowed.

The following is an examiner's statement of reasons for allowance: the prior art of record does not teach or suggest the instant invention regarding, in a first embodiment, the claimed first lock member having a first and second direction which abuts with a stop portion of a resilient member in a first and second recess, respectively, to engage and disengage with a battery, respectively, and regarding, in a second embodiment, the claimed first lock member having a locked and unlocked position, either of which abuts with a resilient member and wherein a second lock member having a first and second direction causes the first lock member to be in a locked or unlocked position.

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. U.S. Pat. 5,608,612 to Hokao is cited to teach a locking mechanism for a battery

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having a first and second position, as shown in Figures 2A and 2B. U.S. Pat. 5,895,729 to Phelps, III et al. is cited to teach a locking mechanism for a battery having a latch cantilever structure, latch retainers and a button as elements of a latch assembly.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Julian Mercado whose telephone number is (571) 272-1289. The examiner can normally be reached on Monday through Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Patrick J. Ryan, can be reached on (571) 272-1292. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0661.

/Julian Mercado/
Examiner, Art Unit 1795

/PATRICK RYAN/
Supervisory Patent Examiner, Art Unit 1795